



State of New Hampshire  
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095  
(603) 271-2457 FAX (603) 271-7894



Jack Falvey  
Falvey Pools & Spas  
234 Elliott Street  
Brattleboro, VT 05301

Notice of Past Violation  
April 19, 2002

RE: Swimming Pool and Wading Pool at the Hinsdale Campground, Hinsdale, NH

Dear Mr. Falvey:

On December 26, 2001, personnel from the Department of Environmental Services, Water Division ("DES") were notified that a swimming pool and a wading pool had been installed at the Hinsdale Campground, 4 South Road, in Hinsdale, New Hampshire.

A review of DES records at the time of the notification showed that Falvey Pools & Spas had not applied for, nor been granted, NH Public Bathing Facility (PBF) design permits to install a wading pool or swimming pool at the Hinsdale Campground.

The Public Bathing Facility (PBF) permitting program has been under DES's jurisdiction since 1959. Pursuant to RSA 485-A:26, no person shall install, operate or maintain an artificial swimming pool or bathing place open to and used by the public, or as a part of a business venture, unless the construction, design and physical specifications of such pool or bathing place shall have received prior approval by DES. Public bathing places are defined as a swimming pool, natural or semi-natural, bathing place, spa or hot tub, special recreational pools operated for any municipality, government subdivision, public or private corporation, partnership, association or educational institution open to the public, members or students, whether on a fee or free basis, together with buildings and equipment. This includes, but is not limited to, municipal PBFs and PBFs at hotels, motels, health facilities, water parks, condominium complexes, apartment complexes and campgrounds.

Approvals for the swimming pool and wading pool at the Hinsdale Campground were issued on April 19, 2002

Cooperation with DES by all pool designers, installers and facility owners is necessary to protect the health and safety of the patrons who frequent PBFs throughout the state. Please remember that prior to any future PBF construction, the required PBF application form must be submitted to DES with an application fee of \$100 and DES must approve the PBF construction designs. Pursuant to RSA 485-A:28 and Env-C 603.09 (a), the fine for failing to submit plans and specifications and secure approval thereof in accordance with RSA-A:26 and Env-Ws 1105 prior to initiating construction of a PBF is \$2,000.

Enclosed is a copy of the application form. Applications can be mailed to Department of Environmental Services, Water Division, 6 Hazen Drive, PO Box 95, Concord, NH 03302-0095, attention: Amy Wilson. Also enclosed is a copy of the PBF Standards (Env-Ws 1100-1105). If you have any questions regarding this letter or questions regarding the pool inspection program please call Amy Wilson at 271-7108. We thank you for your cooperation.

Sincerely,

  
**COPY**

Amy Wilson  
Public Bathing Facilities Coordinator

  
**COPY**  
Jody Connor  
Limnology Center Director

cc: Gretchen C. Rule, DES Enforcement Coordinator  
Rodney Lawrence, Town of Hinsdale